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PATENT APPLICATION

**RESPONSE UNDER 37 CFR §1.116
EXPEDITED PROCEDURE
TECHNOLOGY CENTER ART UNIT 2653**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Syuji TSUKAMOTO

Group Art Unit: 2653

Application No.: 09/972,873

Examiner: A. Psitos

Filed: October 10, 2001

Docket No.: 116553

For: OPTICAL RECORDING MEDIUM WITH RECORDING MARKS HAVING
DIFFERENT STATES, AND METHOD OF RECORDING USING THE OPTICAL
RECORDING MEDIUM (AS AMENDED)

SECOND AMENDMENT AFTER FINAL REJECTION UNDER 37 CFR §1.116

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the December 21, 2004 Final Rejection and the May 16, 2005 Advisory
Action, the shortened statutory period for reply having been extended by the attached Petition
for Extension of Time, please consider the following:

Amendments to the Specification;

Amendments to the Claims as reflected in the listing of claims; and

Remarks.